

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

KENNETH IRA STARR, *et al.*,

Debtors.

Case No. 11-10219 (MEW)

Chapter 7

Jointly Administered Substantively Consolidated

**ROBERT L. GELTZER, AS CHAPTER 7
TRUSTEE OF KENNETH IRA STARR,
STARR & COMPANY, LLC, AND STARR
INVESTMENT ADVISORS, LLC,**

Plaintiff,

Adv. Pro. No. 14-02446 (MEW)

V.

**ANNALOU LEIBOVITZ a/k/a
ANNIE LEIBOVITZ,
LEIBOVITZ STUDIO, INC.,
305-307 WEST 11TH STREET LLC, and
311 WEST 11TH STREET LLC,**

Defendants.

**ORDER DENYING DEFENDANTS' MOTION TO DISMISS
COUNTS 3, 4, AND 5 OF THE TRUSTEE'S AMENDED COMPLAINT**

Upon hearing and consideration of the motion filed in this adversary proceeding by Defendants Annalou Leibovitz a/k/a Annie Leibovitz, Leibovitz Studio, Inc., 305-307 West 11th Street LLC, and 311 West 11th Street LLC (collectively, “Defendants”), seeking dismissal of counts 3, 4, and 5 of the First Amended Complaint of Plaintiff Robert L. Geltzer, as Chapter 7 trustee of Kenneth Ira Starr, Starr and Company, LLC and Starr Investment Advisors, LLC; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor, it is hereby

ORDERED, that Defendants' motion to dismiss counts 3, 4, and 5 of the First Amended

Complaint is denied; and it is further

ORDERED, that Defendants shall serve an answer to the First Amended Complaint within 14 days of the date of entry this Order.

Dated: New York, New York
April 22, 2016

s/Michael E. Wiles
Honorable Michael E. Wiles
United States Bankruptcy Judge